IN THE HIGH COURT OR UTTARANCHAL AT NAINITAL

Civil Writ Petition No. 132 of 2002 (S/B)

1. Mohan Chandra Tiwari
   S/o Sri Hari Krishana Tiwari
2. Km. Kamala Bisht
   D/o late Sri Narayan Singh Bisht
3. Sheer Singh Rana
   S/o Sri Har Singh Rana

……. Petitioners

Versus

Kumaon Mandal Vikas Nigam Ltd. Nainital
Through its Managing Director.

…….. Respondents

None for the petitioners.
Mr. U.K. Uniyal, Sr. Advocate assisted by Mr. Anirudha S. Negi, Advocate for the respondents.

Hon'ble Prafulla C. Pant, J.

None present for the petitioners.

Learned counsel for the respondent is present.

2) By means of this writ petition, the petitioners, who were engaged on daily wages with the respondent Kumaon Mandal Vikas Nigam Limited, have sought their regularization in service.

3) In view of the principle of law laid down in ***Secretary State of Karnataka Vs. Uma Devi, reprted in (2006) 4 Supreme Court Cases page 01,*** that daily wage workers or the persons employed without undergoing regular selection process under the rules, should not be directed to be absorbed or regularized in the service, against the

Constitutional Scheme of public employment, this Court is not inclined to issue direction to regularise services of the petitioners.

4) Therefore, the writ petition is dismissed. Interim order dated 22.03.2002, stands hereby, vacated. (All pending applications in this Petition also stand disposed of).

(Prafulla C. Pant, J.)

Dt. : December 06, 2006
H.Negi